

The Commonwealth of Massachusetts
DEPARTMENT OF —
TELECOMMUNICATIONS AND ENERGY

VIA EMAIL ONLY

MEMORANDUM

TO: CLEC General Distribution List

FROM: Tina W. Chin, Hearing Officer

DATE: March 10, 2004

RE: D.T.E. 04-33 - Petition of Verizon New England, Inc. d/b/a Verizon Massachusetts for Arbitration of Interconnection Agreements between and Competitive Local Exchange Carriers and Commercial Mobile Radio Service Providers in Massachusetts Pursuant to Section 252 of the Communications Act of 1934, as amended, and the Triennial Review Order; Procedural Matters.

CC: Mary L. Cottrell, Secretary

On February 20, 2004, Verizon New England, Inc. d/b/a Verizon Massachusetts ("Verizon") filed with the Department of Telecommunications and Energy ("Department") the above-referenced Petition for Arbitration, which has been docketed as D.T.E. 04-33. In its petition, Verizon requests that the Department initiate a consolidated arbitration proceeding to amend the interconnection agreements between Verizon and each of the competitive local exchange carriers and commercial mobile radio service providers listed in Exhibit 1 to the petition. Verizon asserts that amendment to the interconnection agreements is necessary to implement changes in its network unbundling obligations as a result of the Federal Communications Commission's August 21, 2003 Triennial Review Order.¹

¹ Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers, CC Docket No. 01-338; Implementation of the Local Competition Provisions of the Telecommunications Act of 1996, CC Docket 96-98; Deployment of Wireline Services Offering Advanced Telecommunications Capability, CC Docket No. 98-147; Report and Order and Order on Remand and Further Notice of Proposed Rulemaking, FCC 01-36 (rel. Aug. 21, 2003) ("Triennial Review Order"), vacated and remanded in part, United States Telecom Association v. FCC, No. 00-1012 (D.C. Cir. March 2, 2004).

Pursuant to 47 U.S.C. § 252(b)(3), your response to the Petition for Arbitration must be filed with the Secretary of the Department at the following address by close of business on **Tuesday, March 16, 2004**: Mary L. Cottrell, Secretary, Department of Telecommunications and Energy, One South Station, Second Floor, Boston, MA 02110. In addition, all responses are to be submitted by electronic mail to Tina.Chin@state.ma.us and dte.efiling@state.ma.us.

A more detailed procedural memorandum will be issued shortly, and will include appointment of the Arbitrator. In the interim, should you have any questions, please contact Tina W. Chin at (617) 305-3578.